

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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TERRANCE PRUDE,

OPINION and ORDER

Plaintiff,

v.

18-cv-79-slc

SHAWN GALLINGER, BRANDON  
WARD, MARY TAYLOR, and  
GARY BOUGHTON,

Defendants.

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Consistent with the court's rulings during the telephonic final pretrial conference:

- Defendants' MIL #8 is GRANTED, and plaintiff Terrance Prude's potential compensatory damages are limited to \$1. Attached to this order are the court's updated post-trial jury instructions and special verdict form reflecting that ruling.
- Upon reconsideration, defendants' MIL #2 is RESERVED, with respect to whether Prude may introduce evidence related to a DOC policy that incorporates aspects of the Prison Rape Elimination Act (PREA). By **September 15, 2021**, defendants shall file with the court two versions of the DOC's "Executive Directive" related to the PREA: an unredacted version and a version with their proposed redactions. At the final hearing the morning of trial, I will determine whether Prude may introduce the redacted Executive Directive, or whether I will limit him to just asking defendants' questions about their knowledge of the Executive Directive.
- Defendants' objection to Prude's Exhibits 16 and 17 (Prude's mental health records) is RESERVED. Prude may admit these exhibits in his claim for punitive

damages, but if he uses those documents for other purposes at trial, I will take up any objections at that time.

SO ORDERED.

Entered this 9<sup>th</sup> day of September, 2021.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge